



**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

PETER QUINN ELVIK,
#49405

Plaintiff,

vs.

STATE OF NEVADA, *et al.*,

Defendants.

3:10-cv-00312-RCJ-VPC

ORDER

On August 24, 2010, the court issued an Order directing plaintiff to file an amended complaint, if he chose, within thirty (30) days, and if not, allowing plaintiff's complaint to proceed on certain claims (docket #7). Plaintiff's amended complaint, if any, was due on September 24, 2010. Plaintiff has not responded to the court's Order in any manner. Accordingly, plaintiff's complaint will proceed in conformance with that Order (docket #7).

IT IS THEREFORE ORDERED that this action shall proceed in conformance with the court's Order dated August 24, 2010 (docket #7).

IT IS FURTHER ORDERED that defendant(s) shall file and serve an answer or other response to the complaint within **thirty (30) days** following the date of the early inmate mediation. If the court declines to mediate this case, an answer or other response shall be due within **thirty (30) days**

1 following the order declining mediation.

2 **IT IS FURTHER ORDERED** that the parties **SHALL DETACH, COMPLETE, AND**
3 **FILE** the attached Notice of Intent to Proceed with Mediation form on or before **thirty (30) days** from
4 the date of entry of this order.

5
6 DATED this 2nd day of November, 2010.

7
8 Valerie P. Rooh
9 UNITED STATES MAGISTRATE JUDGE
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Name _____

Prison Number _____

Address _____

UNITED STATES DISTRICT COURT
 DISTRICT OF NEVADA

_____,)
 Plaintiff,)
 v.)
 _____)
 _____)
 Defendants.)

Case No. _____

**NOTICE OF INTENT TO
 PROCEED WITH MEDIATION**

This case may be referred to the District of Nevada's early inmate mediation program. The purpose of this notice is to assess the suitability of this case for mediation. Mediation is a process by which the parties meet with an impartial court-appointed mediator in an effort to bring about an expedient resolution that is satisfactory to all parties.

1. Do you wish to proceed to early mediation in this case? ____ Yes ____ No
2. If no, please state the reason(s) you do not wish to proceed with mediation? _____

3. List any and all cases, including the case number, that plaintiff has filed in federal or state court in the last five years and the nature of each case. (Attach additional pages if needed).

- 1 4. List any and all cases, including the case number, that are currently pending or any pending
2 grievances concerning issues or claims raised in this case. (Attach additional pages if needed).

- 3
4
5
6 5. Are there any other comments you would like to express to the court about whether this case is
7 suitable for mediation. You may include a brief statement as to why you believe this case is
8 suitable for mediation. (Attach additional pages if needed).

9
10
11 **This form shall be filed with the Clerk of the Court on or before thirty (30) days from the**
12 **date of this order.**

13 Counsel for defendants: By signing this form you are certifying to the court that you have
14 consulted with a representative of the Nevada Department of Corrections concerning participation in
15 mediation.

16 Dated this ____ day of _____, 20____.

17
18 _____
Signature

19
20 _____
Name of person who prepared or
21 helped prepare this document
22
23
24
25
26